

DATE: May 17, 2004

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| Atty. Docket No. | Serial Number | Description | Atty. | Fee |
|------------------|---------------|---|-------|-----|
| STAN-301CON | 10/636,290 | Transmittal, Preliminary Amendment | JSK | |
| AERX-062CON3 | 10/618,064 | Transmittal, Amendment | KYB | |
| STAN-184CON | 10/704,345 | IDS, SB08A, Copy of EP Communication dated 04/16/04, Copies of (2) Cited References | BEF | |



05-19-04

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JFW

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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

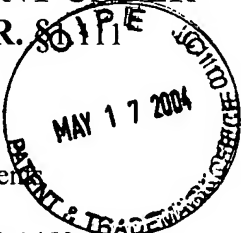
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|---|---|--|----------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 10/618,064 |
| | | Filing Date | July 11, 2003 |
| | | First Named Inventor | SCHUSTER, JEFFREY A. |
| | | Group Art Unit | 3742 |
| | | Examiner Name | PAIK, SANG YEOP |
| Total Number of Pages in This Submission | | Attorney Docket Number | AERX-062CON3 |
| ENCLOSURES (check all that apply) | | | |
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group | |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences | |
| <input checked="" type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) | |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information | |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter | |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): | |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Change of Correspondence Address | postcard | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Terminal Disclaimer | | |
| <input type="checkbox"/> Certified Copy of Priority Documents | <input type="checkbox"/> Request for Refund | | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> CD, Number of CD(s) | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
| Signing Attorney/Agent (Reg. No.) | KARL BOZICEVIC, 28.807 BOZICEVIC, FIELD & FRANCIS LLP | | |
| Signature | | | |
| Date | May 17, 2004 | | |

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| AMENDMENT UNDER 37 C.F.R. § 1.111  Address to: Mail Stop Commissioner for Patent P.O. Box 1450 Alexandria, VA 22313-1450 | Attorney Docket No. | AERX-062CON3 |
| | Confirmation No. | 4324 |
| | First Named Inventor | SCHUSTER, JEFFREY A. |
| | Application Number | 10/618,064 |
| | Filing Date | July 11, 2003 |
| | Group Art Unit | 3742 |
| | Examiner Name | PAIK, SANG YEOP |
| | Title: | <i>"TEMPERATURE CONTROLLING DEVICE FOR AEROSOL DRUG DELIVERY"</i> |

Sir:

This amendment is responsive to the Office Action dated April 15, 2004 for which a three-month period for response was given making this response due on or before July 15, 2004. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.